

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): David A. Eves, et al.

Confirm. No.: 1622

Appl. Serial No.: 10/540,312

Group Art Unit: 2626

Filed: June 21, 2005

Examiner: Eric L. Yen

Title: METHOD AND SYSTEM TO MARK AN AUDIO SIGNAL WITH METADATA

Burns & Levinson LLP
125 Summer Street
Boston, MA 02110
(617) 345-3000

To: Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION
AND REQUEST FOR CONTINUED EXAMINATION**

Sir:

This paper is in response to the final Office Action dated September 18, 2008 and the Advisory Action of November 24, 2008. A Request for Continued Examination and a Petition for a two-month extension of time are also included herewith.

Amendments to the Claims begins on page 2 of this paper.

Remarks begin on page 4 of this paper.